

CRAIG W. BUDNER (admitted pro hac vice)
BETH W. BIVANS (admitted pro hac vice)

HUGHES & LUCE, LLP
1717 Main St., Suite 2800
Dallas, TX 75201
Telephone: (214) 939-5500
Facsimile: (214) 939-6100

JOSEPH M. BURTON (142105)
GREGORY G. ISKLANDER (200215)

DUANE MORRIS LLP
One Market, Spear Tower, Suite 2000
San Francisco, CA 94105
Telephone: (415) 371-2200
Facsimile: (415) 317-2201

Attorneys for Plaintiff
MARION JONES

JAMES M. WAGSTAFFE (95535)
H. SINCLAIR KERR, JR. (61713)
KEITH K. FONG (148067)

KERR & WAGSTAFFE LLP
100 Spear Street, Suite 1800
San Francisco, CA 94105-1528
Telephone: (415) 371-8500
Facsimile: (415) 371-0500

Attorneys for Defendant
VICTOR CONTE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARION JONES,

Plaintiff,

vs.

VICTOR CONTE,

Defendant.

Case No. C 04 5312 SI

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE CASE
MANAGEMENT CONFERENCE**

[Civ. L.R. 16-2(e)]

Pursuant to Civil Local Rules 16-2(e) and 7-12(b), the parties, by and through their counsel of record, jointly request the Court to continue the Case Management Conference presently scheduled for Friday, November 4, 2005, by thirty (30) days to December 8, 2005, or to such other date available on the Court's calendar in January 2006. The parties request such continuance to allow them sufficient time to discuss a possible resolution of the dispute without need for further judicial intervention. Such a continuance will conserve the parties' resources and promote judicial economy. There has been one prior continuance of the Case Management Conference on the Court's own motion. (Docket No. 40).

IT IS SO STIPULATED.

DATED: October 26, 2005

HUGHES & LUCE, LLP

By /s/

Beth W. Bivans
Attorneys for Plaintiff
MARION JONES

DATED: October 26, 2005

KERR & WAGSTAFFE LLP

By /s/

JAMES M. WAGSTAFFE
Attorneys for Defendant
VICTOR CONTE

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The Case Management Conference previously scheduled for Friday, November 4, 2005 at 2:00 p.m. is CONTINUED to Friday, December 9, 2005, 200__, at 2:00 p.m.

Date: 10/31/05

